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Cris L. Rodriguez	U.S. Patent and Trademark Office	(703) 872-9306	(703) 308-2194

FROM: Kristen R. Paris PHONE (214) 740-8678

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PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

**In re the Reissue Application of:
THOMAS J. SHAW**

**For Reissue of U.S. Patent 5,810,775
Issued September 22, 1998
Serial No. 08/862,849**

Filing Date: September 19, 2000

Serial No.: 09/665,634

For CAP OPERATED RETRACTABLE MEDICAL DEVICE

Group Art Unit: 3763

Examiner: Rodriguez

PROPOSED ISSUES TO BE DISCUSSED IN INTERVIEW

This paper sets forth the issues to be discussed during the personal interview with Examiner Cris L. Rodriguez scheduled to take place on July 13, 2004 at 10:00 AM EDT.

At the interview, the Applicant, through its counsel, would like to discuss the final rejection of independent claims 32 and 47. Claim 32 currently reads:

32. A cap operated retractable medical device, in combination comprising:
a hollow body having a front end portion and an open back end;
a closeable cap associated with the hollow body which closes the open back end
of said body by the action of closing the cap;
a retractably mounted needle being releaseably held by a hollow movable
member which is operated by the action of closing the cap to release the needle; and
the needle being retracted into the hollow movable member by the action of
closing the cap, the needle being retained within said movable member thereby
preventing needle sticks.

Claim 47 currently reads:

47. In a medical device having a tubular outer body with an open end, a needle retraction body disposed opposite the open end, and a movable member slidable axially in the outer body, the improvement comprising a cap mounted to the outer body to close the open end and thereby initiate retraction of a needle into the tubular outer body by operation of the retraction body.

More specifically, Applicant would like to discuss the rejection of claims 32 and 47 under 35 U.S.C. 102(b) as being anticipated by U.S. Patent No. 5,385,551 to Shaw, and the Examiner's suggestion to add additional language to both claims.

Applicant would also like to discuss whether the Supplemental Information Disclosure Statement mailed on April 13, 2004 will be considered and entered.

Respectfully submitted,


Kristen R. Paris
Registration No. 52,092

Date: July 9, 2004
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Thank you for your time
and I look forward to
meeting you.

Kristen